

1 Adopt 2 Cal. Code Regs. Section 18946.6 to read:

2 **§ 18946.6. Reporting and Valuation of Gifts: Air Transportation.**

3 Air transportation that is a gift to a public official shall be valued as follows:

4 (a) For transportation on a “commercial aircraft,” the value of the ticket or fare the carrier
5 charges to a member of the public for the same transportation provided to the official. For purposes
6 of this regulation, “commercial aircraft” means an aircraft used to transport the general public for
7 compensation or hire on a regular basis, and for which a fare is charged on a per-passenger basis.

8 (b) For all other air transportation, the value of the normal and usual charter fare or rental
9 charge for a comparable airplane of comparable size, divided by the number of all of the following
10 persons that share the same flight:

11 (1) “Designated employees” as defined in Section 82019.

12 (2) Public officials specified in Section 87200.

13 (3) Members of Congress, and officers and employees of the executive, legislative, or
14 judicial branch of the United States government.

15 (c) The actual cost or fair market value of any other personal benefits provided to the
16 official during the air transportation, including food, beverages, or entertainment, shall be treated as
17 a separate gift to the official unless the benefit is included as part of the fare determined in
18 subdivision (a) or (b).

19 NOTE: Authority cited: Section 83112, Government Code.

20 Reference: Sections 87207, 87302, and 89501 through 89506, Government Code.